



**US Army Corps
of Engineers**
Portland District

PUBLIC NOTICE for PERMIT APPLICATION

30 Day Notice

Issue Date: October 3, 2003
Expiration Date: November 3, 2003

Corps of Engineers Action ID: 200300622
Oregon Division of State Lands Number: 31156-RF

Interested parties are hereby notified that an application has been received for a Department of the Army permit for certain work in waters of the United States, as described below and shown on the attached plan.

Comments: Comments on the described work should reference the U.S. Army Corps of Engineers number shown above and should reach this office no later than the above expiration date of this Public Notice to become part of the record and be considered in the decision. Comments should be mailed to the following address:

U.S. Army Corps of Engineers
ATTN: CENWP-OP-GP (Mr. Mark A. Everett)
P.O. Box 2946
Portland, Oregon 97208-2946

Applicant: Oregon State Department of Transportation
1158 Chemeketa Street NE
Salem, Oregon 97301

Location: Various wetlands/waterways near Interstate 5, Mileposts 234-244, various sections of Townships 9 and 10 South, Range 3 West, near Albany and Jefferson, Linn and Marion Counties, Oregon.

Project Description: The applicant proposes to improve a ten-mile stretch of Interstate 5 (I-5). Project components include repaving the southbound lanes of I-5, replacing eight bridges on I-5, improving three intersections, and constructing a new frontage road west of I-5 between Hoeffer and Dever-Conners Roads. The repaving project will result in a slight increase in the road embankment, which will encroach on wetlands and require two culvert extensions. Wetland impacts will also be associated with improvements to the S. Jefferson interchange, a realignment of South Jefferson Highway into the interchange, construction of a new bridge on the new frontage road, and three I-5 bridge replacement projects. Total permanent fill within waters of the U.S. would be 2.34 acres, with a volume of 9,248 cubic yards. Temporary impacts to waters of the U.S. would total 0.31 acre, and would be rehabilitated following construction. If a permit is issued, the Corps will determine what is appropriate and practicable compensatory mitigation. The amount of compensatory mitigation required shall be commensurate with the anticipated impacts of the project.

Purpose: The purpose of the project is to address the deteriorated roadway. The road surface is in poor condition and needs to be re-paved, the existing bridges are showing shear cracks in their concrete deck girders, and the frontage road is proposed to provide a flood evacuation route for local residents.

Drawings: Ten (10) drawings identified as: N. Jefferson Interchange. - N. Albany Interchange. and Oregon Department of Transportation Bridge Engineering Section.

Additional Information: Additional information may be obtained from Mr. Mark A. Everett, Project Manager, U.S. Army Corps of Engineers at (503) 808-4388.

Authority: This permit will be issued or denied under the following:

Section 404, Clean Water Act (33 U.S.C. 1344), for discharge of dredged or fill material into waters of the United States.

Water Quality Certification: A permit for the described work will not be issued until certification, as required under Section 401 of the Clean Water Act (P.L. 95-217), has been received or is waived from the certifying state. Attached is the state's notice advertising the request for certification.

Section 404(b)(1) Evaluation: The impact of the activity on the public interest will be evaluated in accordance with the Environmental Protection Agency guidelines pursuant to Section 404(b)(1) of the Clean Water Act.

Public Hearing: Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for public hearings shall state, with particularity, the reasons for holding a public hearing.

Endangered Species: Preliminary determinations indicate that the proposed activity may affect an endangered or threatened species or its critical habitat. Consultation under Section 7 of the Endangered Species Act of 1973 (87 Stat. 844) will be initiated. A permit for the proposed activity will not be issued until the consultation process is completed.

Cultural Resources: The described activity is not located on property registered or eligible for registration in the latest published version of the National Register of Historic Places. The Corps solicits your substantive comments regarding any potential cultural resources, which may occur within the project area. This notice has been provided to the State Historic Preservation Office, American Indian Tribes, and other interested parties.

Evaluation: The decision whether to issue a permit will be based on an evaluation of the probable impact including cumulative impacts of the described activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefit, which reasonably may be expected to accrue from the described activity, must be balanced against its reasonably foreseeable detriments. All factors, which may be relevant to the described activity will be considered including the cumulative effects thereof;

among those are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, floodplain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, consideration of property ownership and, in general, the needs and welfare of the people.

The Corps of Engineers is soliciting comments from the public; Federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

Additional Requirements: State law requires that leases, easements, or permits be obtained for certain works or activity in the described waters. These State requirements must be met, where applicable, and a Department of the Army permit must be obtained before any work within the applicable Statutory Authority, previously indicated, may be accomplished. Other local governmental agencies may also have ordinances or requirements, which must be satisfied before the work is accomplished.

INDEX OF SHEETS	
SHEET NO.	DESCRIPTION
I	Title Sheet
IA	Index Of Sheets Conf'd. & Std. Org. Nos.

STATE OF OREGON
DEPARTMENT OF TRANSPORTATION
PLANS FOR PROPOSED PROJECT

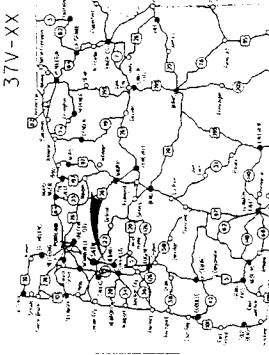
ADVANCE COPY

SUBJECT TO CHANGE
ROADWAY ENGINEERING
DESIGN UNIT

N. JEFFERSON INTCHGE. -
N. ALBANY INTCHGE. (SB) SEC.
PACIFIC HIGHWAY
MARION & LINN COUNTIES

DECEMBER 2003

GRADING, STRUCTURES, PAVING, & SIGNING



Overall Length of Project - 15.97 km (9.93 miles)

ATTENTION:

Oregon Law Requires You To Follow Rules
Adopted By The Oregon Utility Notification
Program. This Program Is Administered By
Our State Office Of Natural Resources
You May Obtain Copies By Calling
The Center. Notes: The Telephone Number For
The Oregon Utility Center Is (503) 222-1981.



OREGON TRANSPORTATION COMMISSION
Stuart A. Foster Chairman
Colin L. Achtermann Commissioner
Mike Nelson Commissioner
Randall Pace Commissioner
John Russell Commissioner
Bruce A. Warner Director of Transportation



Catherine M. Nelson
TECHNICAL SERVICES MANAGING ENGINEER

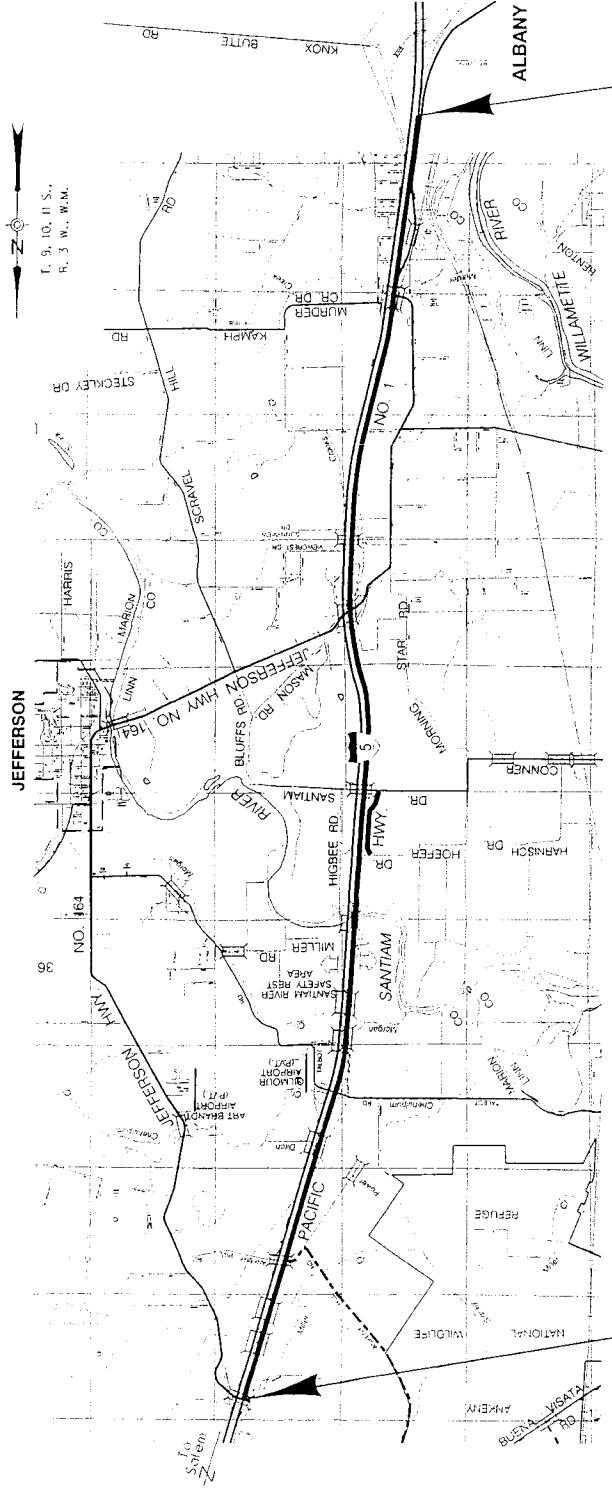
N. JEFFERSON INTCHGE.
N. ALBANY INTCHGE. (SB) SEC.
PACIFIC HIGHWAY
MARION & LINN COUNTIES

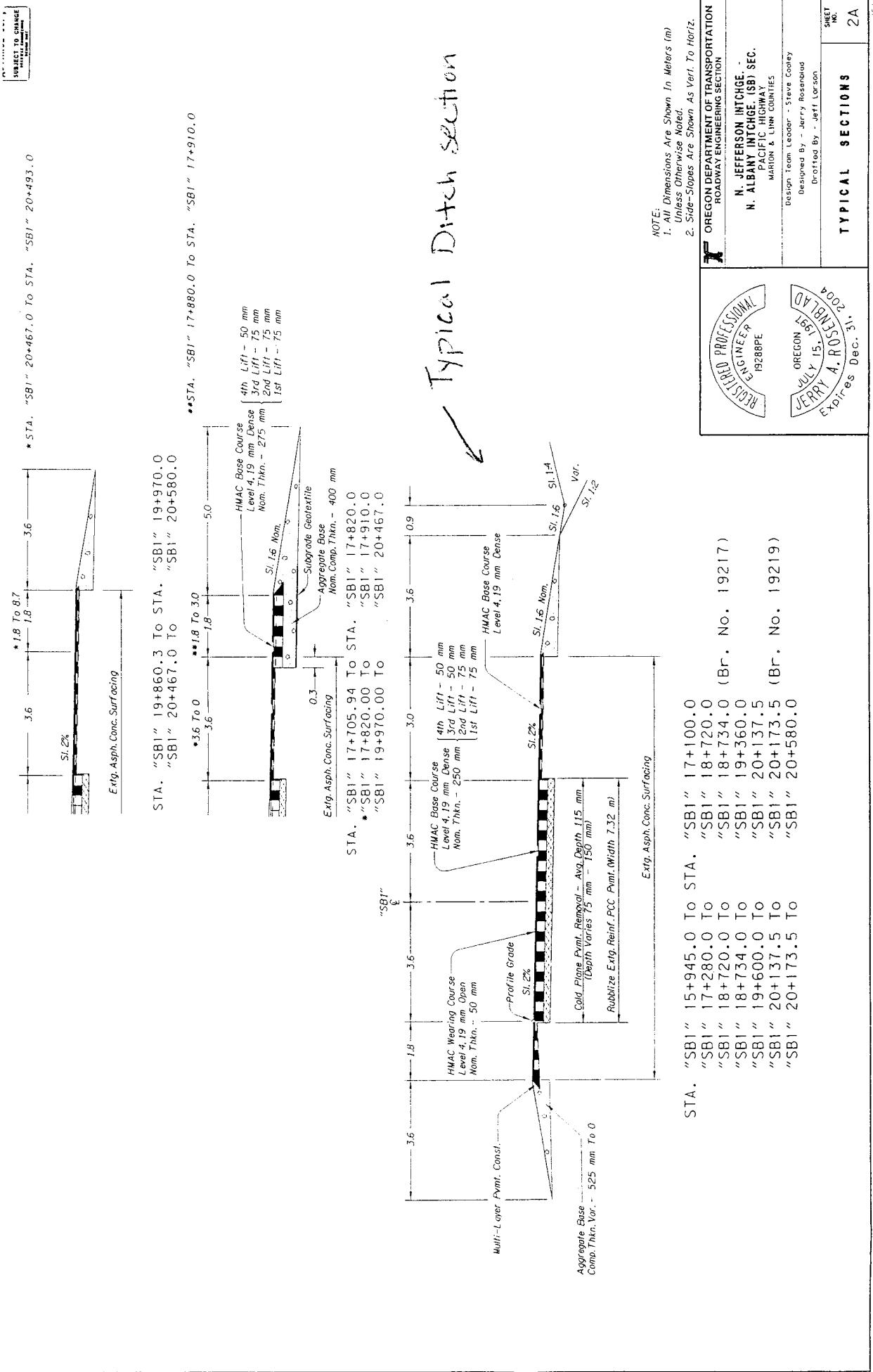
FEDERAL HIGHWAY
ADMINISTRATION
OREGON DIVISION

METRIC
END OF PROJECT
STA. 31+474 (M.P. 234.64)

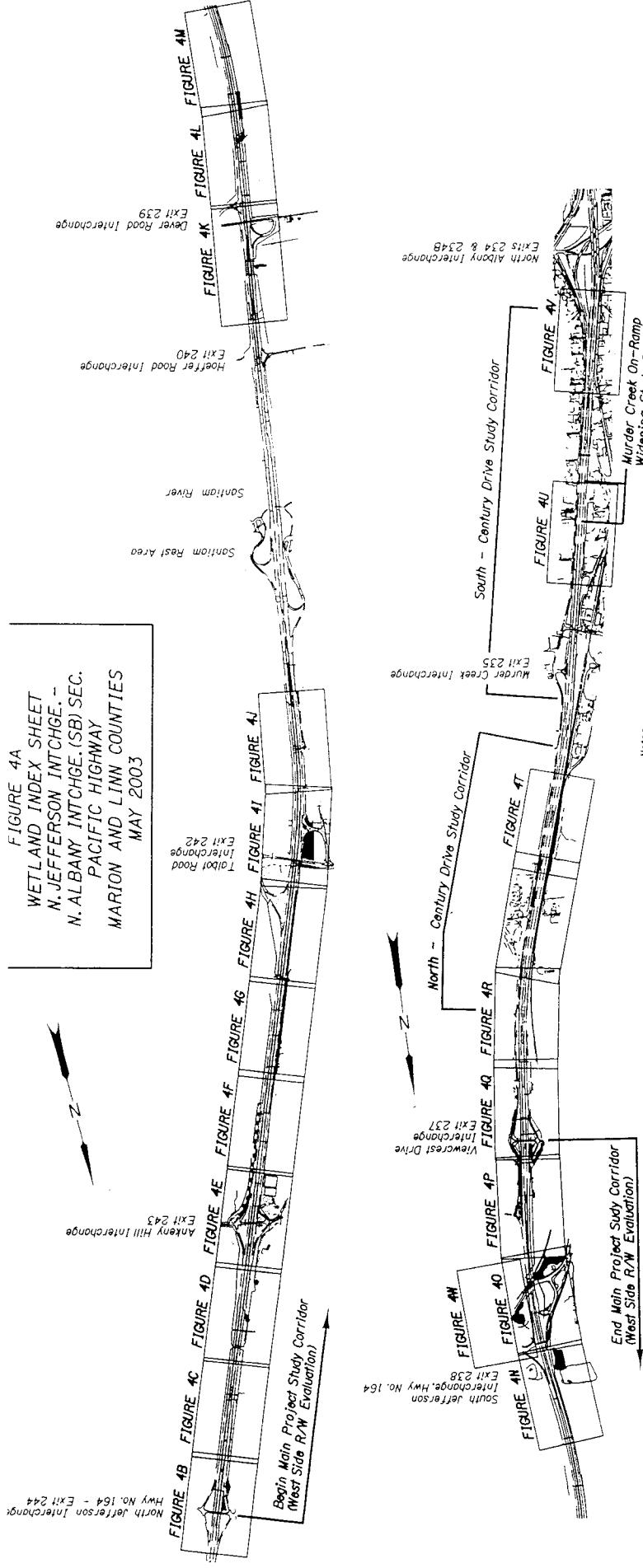
BEGINNING OF PROJECT
STA. 15+350 (M.P. 244.67)

1622-1400





WETLAND INDEX SHEET
N. JEFFERSON INTERCHANGE -
N. ALBANY INTERCHANGE (SB) SEC.
PACIFIC HIGHWAY
MARION AND LINN COUNTIES
MAY 2003



Notes:

Main project study area includes ODOT right of way and proposed right of way acquisition from West edge of Interstate-5 Northbound lanes to West of Interstate-5 Southbound as indicated.

North - Century Drive Study Corridor extends from Sta. 27+460.0 to Sta. 29+100.0 and includes ODOT right of way between Century Drive and Interstate-5 Northbound.

South - Century Drive Study Corridor extends from Sta. 29+400.0 to Sta. 31+800.0 and includes ODOT right of way between Century Drive and Interstate-5 Northbound.

Murder Creek On-Ramp Widening Study Corridor extends from Sta. 30+500.0 to Sta. 30+750.0 and includes ODOT right of way West of Interstate-5 Southbound.

South Jefferson Interchange (Exit 238) Study Area extends North of Jefferson Highway, East of Interstate-5 Northbound and South of the Northbound off-ramp at exit.

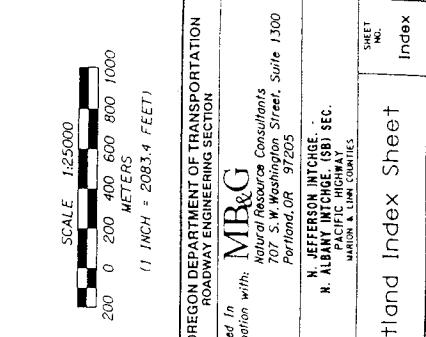
Although most sample plots and transects were professionally surveyed by ODOT, several plot locations were approximated using field notes and location descriptions.

Source: Wetland delineation conducted and wetland boundary flagged by Mason, Bruce & Girard, Inc., Professional land survey of wetland boundary and MicroStation drawing by Oregon Department of Transportation (ODOT). Project map and wetland boundary figure produced by ODOT for MB&G.

Accuracy: The wetland delineation mapping was surveyed by a Controlled Network by flying numbered ribbons attached to grass or stakes, by an angular accuracy of 1 second, and distance accuracy of +/- 2 mm per 1000 m.

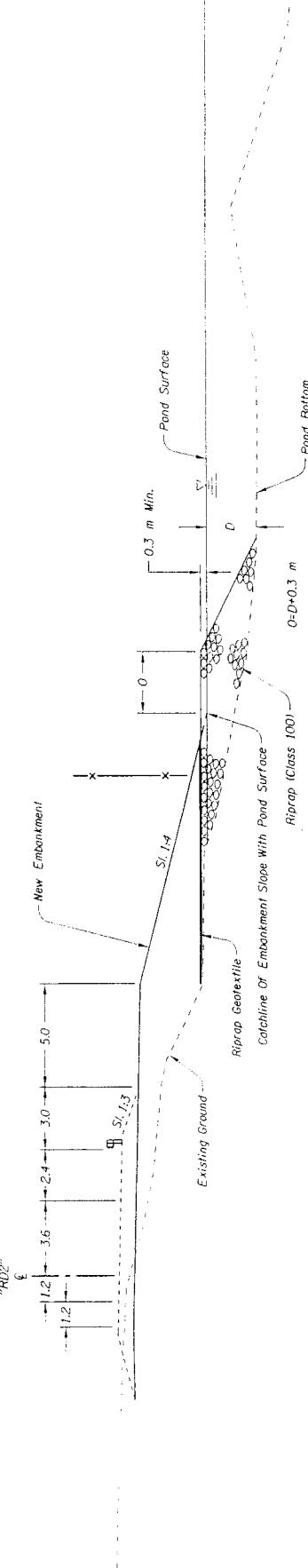
Wetland & Water Features Within The ODOT R/W														
Feature Number	Hectares	Acres	Feature Number	Hectares	Acres	Feature Number								
1	0.009	0.022	11	0.007	0.018	21	0.129	0.318	31	0.095	0.235	41	0.035	0.087
2	0.140	0.347	12	0.012	0.029	22	0.019	0.046	32	1.294	3.199	42	0.006	0.015
3	0.087	0.216	13	0.003	0.007	23	0.011	0.028	33	0.006	0.014	43	0.024	0.060
4	0.006	0.016	14	0.015	0.036	24	0.031	0.077	34	0.014	0.035	44	0.007	0.018
5	0.028	0.069	15	0.692	1.710	25	0.013	0.031	35	0.050	0.124	45	0.630	1.558
6	0.009	0.023	16	0.036	0.088	26	0.085	0.209	36	0.224	0.553			
7	0.001	0.003	17	0.509	1.258	27	0.188	0.466	37	0.160	0.395			
8	0.003	0.008	18	0.068	0.169	28	0.010	0.025	38	0.007	0.017			
9	0.026	0.068	19	1.115	2.756	29	0.796	1.967	39	0.005	0.012			
10	0.020	0.048	20	0.042	0.104	30	0.289	0.714	40	0.002	0.004			
<i>Total</i>														
	6.968	17.222												

Note: Table indicates entire area
of feature within R/W



SCALE 1:25000
 200 0 200 400 600 800 1000
 METERS
 (1 INCH = 203.3 FEET)

Wetland Index Sheet		Index
MARION & LINN COUNTIES	SHEET NO.	Index

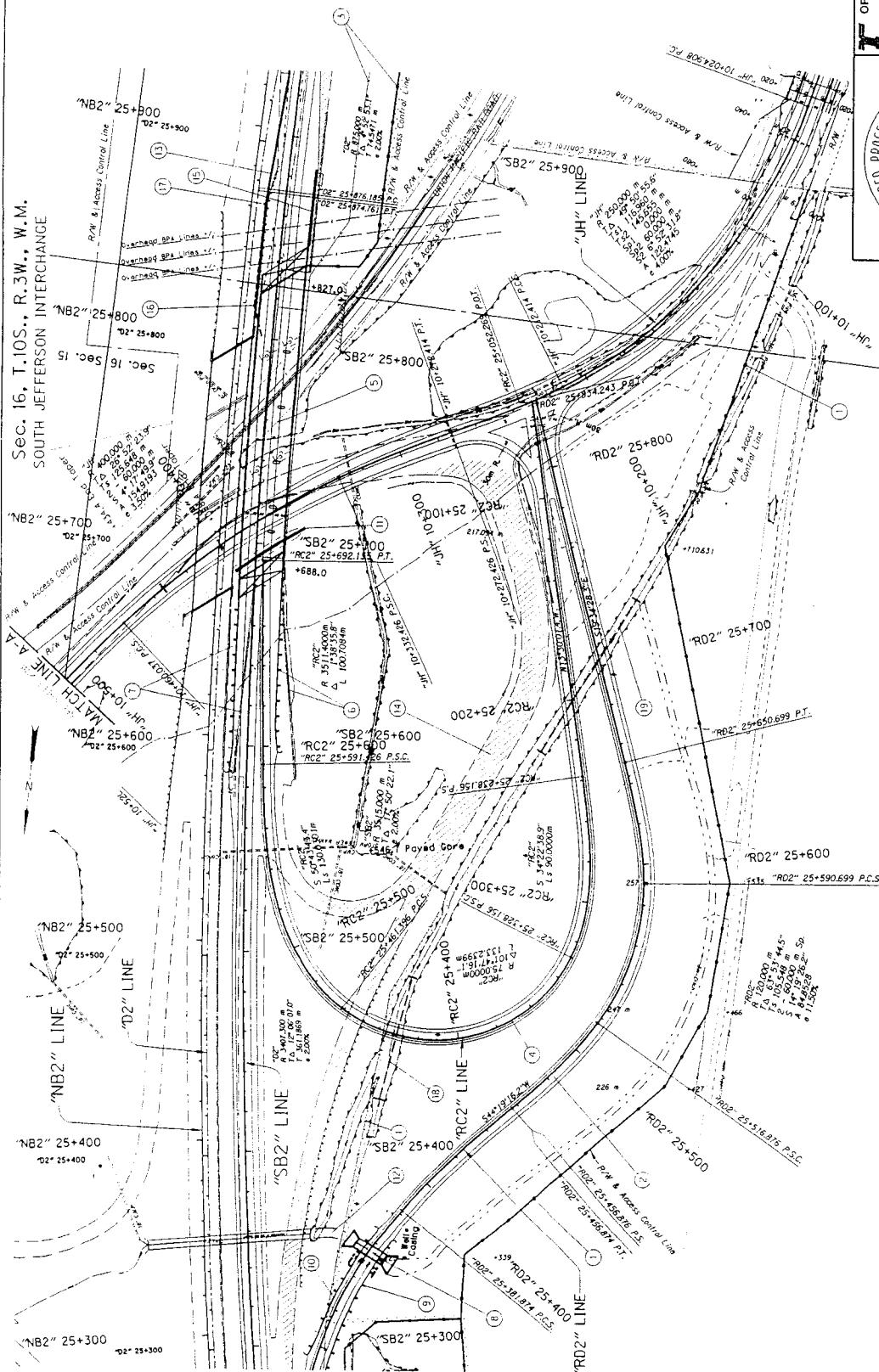


STA. "RD2" 25+160 To STA. "RD2" 25+320
POND FILL

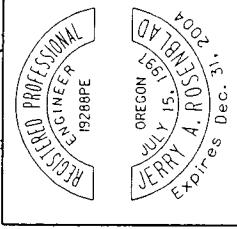
All Dimensions Are In Meters (m)
Unless Otherwise Noted.

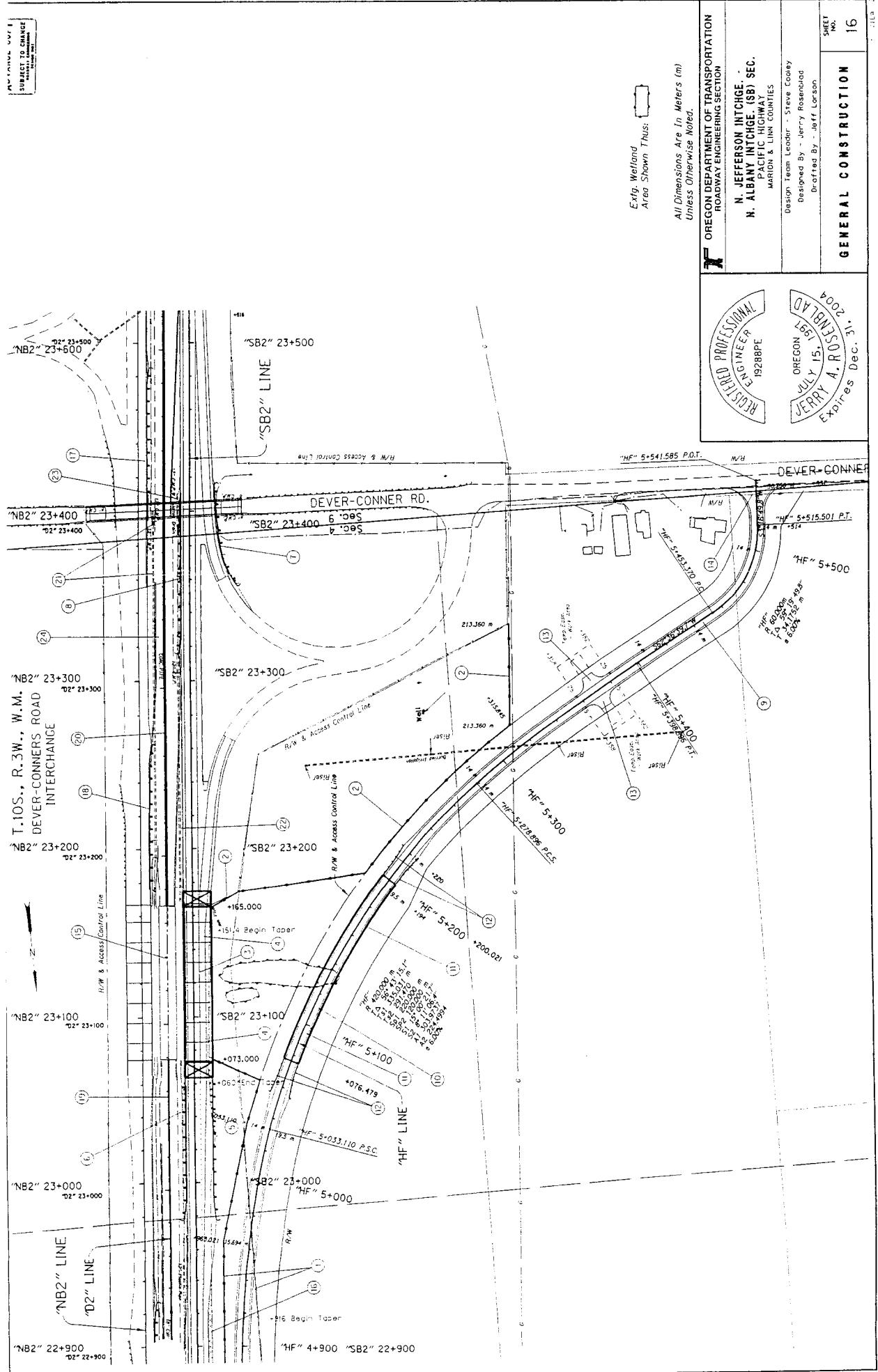
	OREGON DEPARTMENT OF TRANSPORTATION ROADWAY ENGINEERING SECTION
N. JEFFERSON INTCIGE. (SB) SEC.	
PACIFIC HIGHWAY	
MARION & LINN COUNTIES	
Design Team Leader - Steve Cooley	
Designed By - Jerry Rosenblod	
Drafted By - Jeff Larson	
SHEET NO. 2B-2	DETAILS

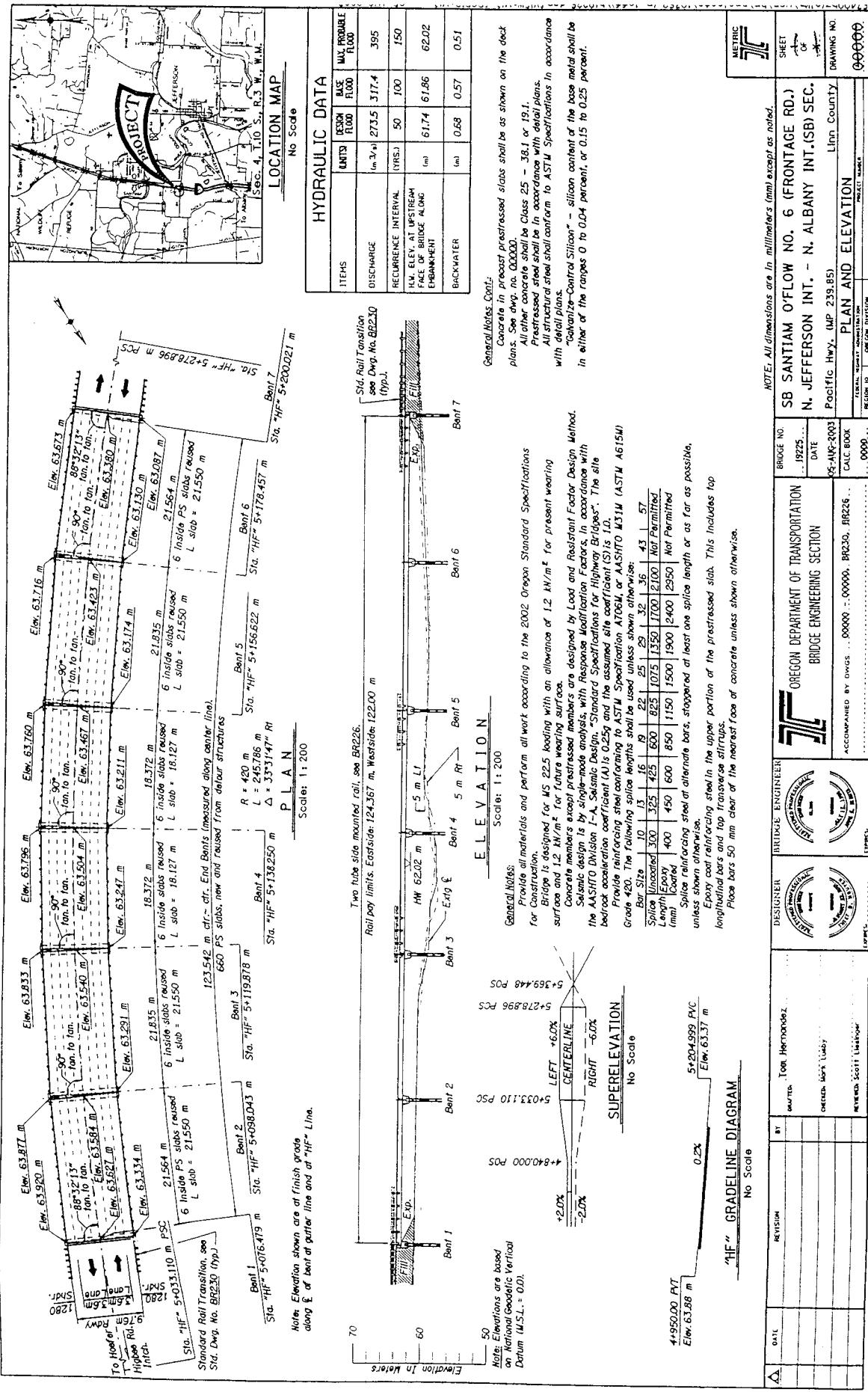


Sec. 16, T.10S., R.3W., W.M.
SOUTH JEFFERSON INTERCHANGEExt. Wetland
Area Shown Thus:All Dimensions Are In Meters (m)
Unless Otherwise Noted.

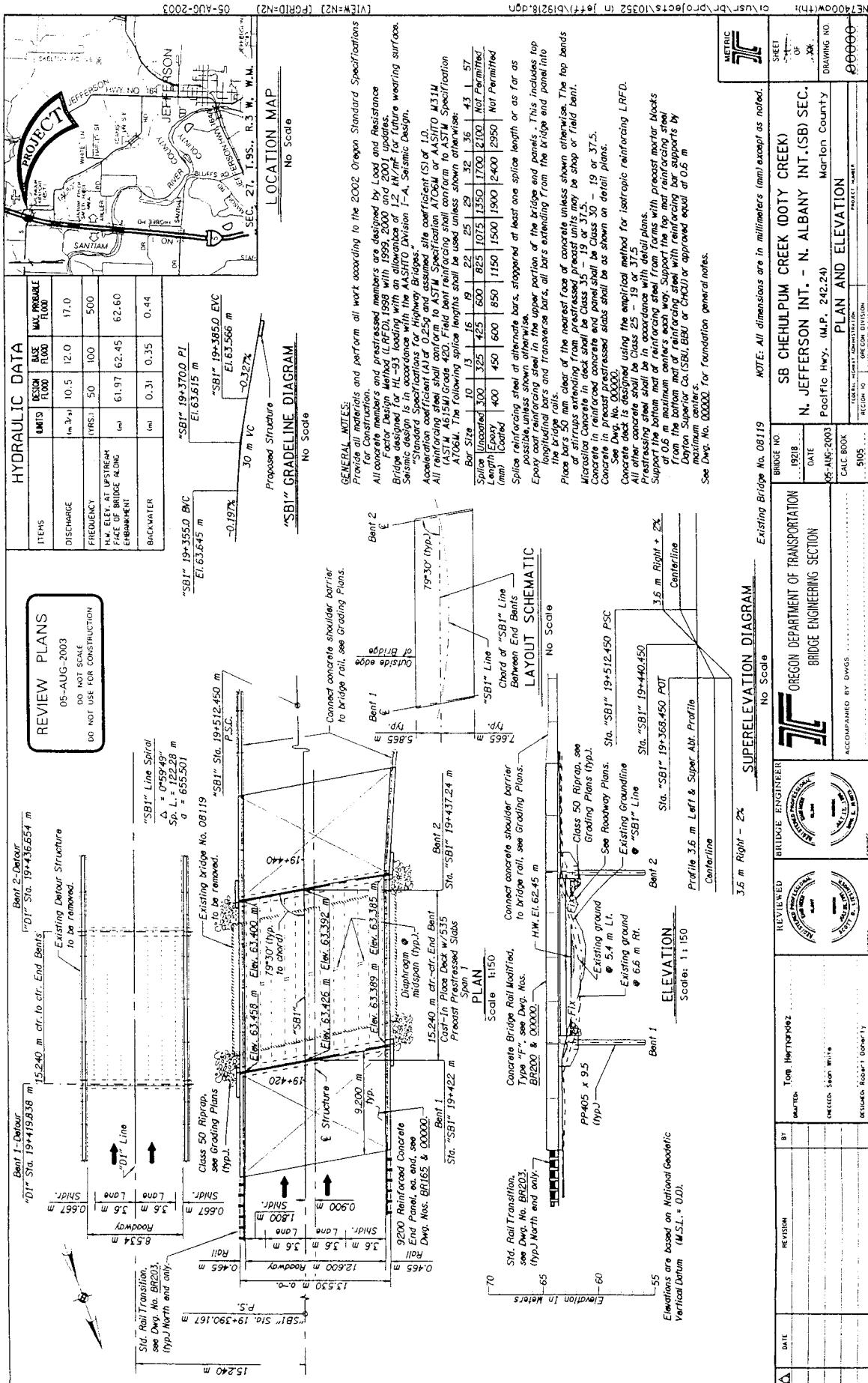
OREGON DEPARTMENT OF TRANSPORTATION
ROADWAY ENGINEERING SECTION
N. JEFFERSON INTCHE - I N. ALBANY INTCHE, ISBI SEC.
PACIFIC HIGHWAY MARION & LINN COUNTIES
Design Team Leader - Steve Cooley Designed By - Jerry Rosenblum Drafted By - Jeff Larson
GENERAL CONSTRUCTION
SHEET NO. 20

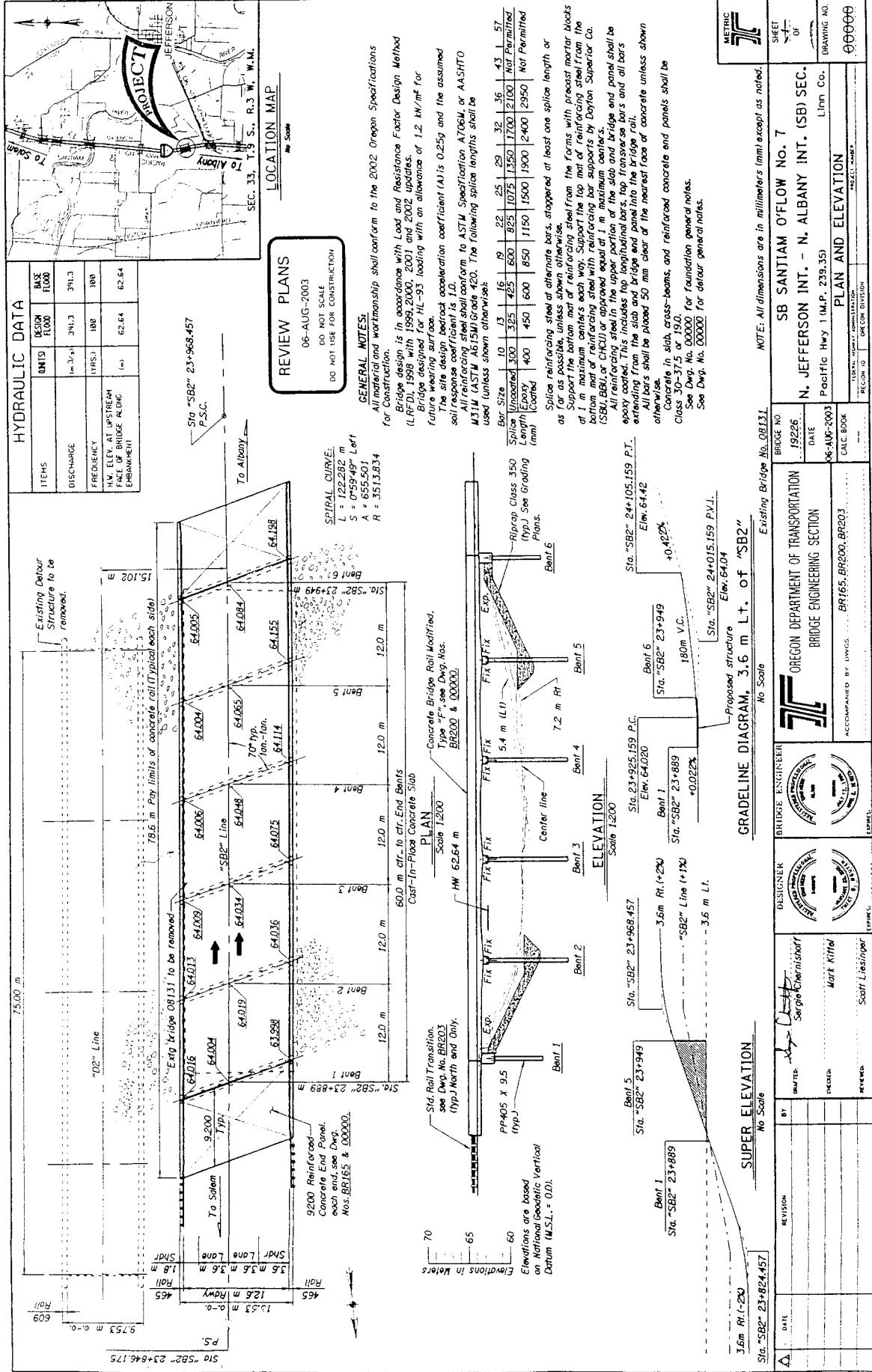


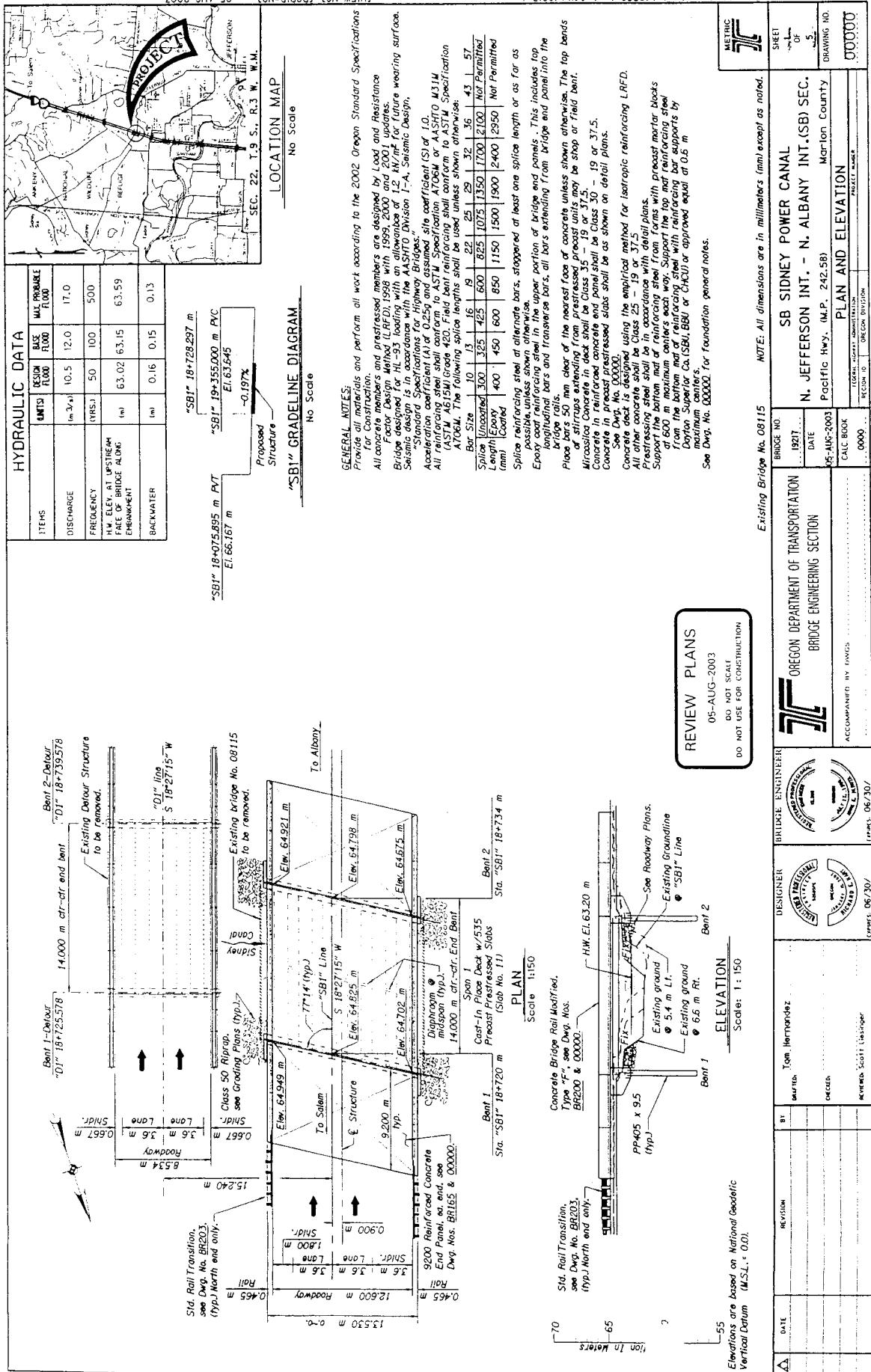




B-2







B-4

Oregon Department of Environmental Quality Water Quality 401 Certification

Corps of Engineers Action ID Number: 200300622
Oregon Division of State Lands Number: 31156-RF

Notice Issued: October 3, 2003
Written Comments Due: November 3, 2003

WHO IS THE APPLICANT: Oregon State Department of Transportation

LOCATION OF CERTIFICATION ACTIVITY: See attached U.S. Army Corps of Engineers public notice.

WHAT IS PROPOSED: See attached U.S. Army Corps of Engineers public notice on the proposed project.

NEED FOR CERTIFICATION: Section 401 of the Federal Clean Water Act requires applicants for Federal permits or licenses to provide the Federal agency a water quality certification from the State of Oregon if the proposed activity may result in a discharge to surface waters.

DESCRIPTION OF DISCHARGES: See attached U.S. Army Corps of Engineers public notice on the proposed project.

WHERE TO FIND DOCUMENTS: Documents and related material are available for examination and copying at Oregon Department of Environmental Quality, Water Quality Division, 811 S.W. 6th Avenue, Portland, Oregon 97204

While not required, scheduling an appointment will ensure documents are readily accessible during your visit. To schedule an appointment please call Alice Kavajecz at (503) 229-6962.

Any questions on the proposed certification may be addressed to the 401 Program Coordinator at (503) 229-5845.

PUBLIC PARTICIPATION:

Public Hearing: Oregon Administrative Rule (OAR) 340-48-0020 (6) states that "The Director shall provide an opportunity for the applicant, any affected state, or any interested agency, person, or group of persons to request or petition for a public hearing with respect to certification applications. If the Director determines that new information may be produced thereby, a public hearing will be held prior to the Director's final determination. Instances of doubt shall be resolved in favor of holding the hearing. There shall be public notice of such a hearing."

Written comments:

Written comments on the proposed certification must be received at the Oregon Department of Environmental Quality by 5 p.m. on November 3, 2003. Written comments should be mailed to Oregon Department of Environmental Quality, Attn: 401 Program Coordinator, 811 S.W. 6th Avenue, Portland, Oregon 97204. *People wishing to send written comments via e-mail should be aware that if there is a delay between servers or if a server is not functioning properly, e-mails may not be received prior to the close of the public comment period.* People wishing to send comments via e-mail should send them in Microsoft Word (through version 7.0), WordPerfect (through version 6.x) or plain text format to melville.tom@deq.state.or.us. Otherwise, due to conversion difficulties, DEQ recommends that comments be sent in hard copy.

WHAT HAPPENS NEXT: DEQ will review and consider all comments received during the public comment period. Following this review, the permit may be issued as proposed, modified, or denied. You will be notified of DEQ's final decision if you present either oral or written comments during the comment period. Otherwise, if you wish to receive notification, please call or write DEQ at the above address.

ACCESSIBILITY INFORMATION: This publication is available in alternate format (e.g. large print, Braille) upon request. Please contact DEQ Office of Communications and Outreach at (503) 229-5317 or toll free within Oregon at 1-800-452-4011 to request an alternate format. People with a hearing impairment can receive help by calling DEQ's TTY at (503) 229-6993.